



MAYOR'S OFFICE
JEANNETTE BELL
Mayor

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June 22, 2007

Honorable Members of the
West Allis Common Council
7525 W. Greenfield Avenue
West Allis WI 53214

Subject: Veto of Council Action Regarding Payout of Claim by
Jim Henry for Property Damage Allegedly Sustained at
9141 W. National Ave. on December 28, 2006

Dear Common Council Members:

This letter is to notify you that I am vetoing the Council's action of June 19, 2007 regarding the 50% payout of the claim by Jim Henry for property damage allegedly sustained at 9141 W. National Ave. on December 28, 2006.

I am vetoing this action because I agree with the analysis by staff as follows:

1. The Engineering Dept. and Public Works staff's opinion is that the City is not negligent in this claim because
 - a.) the City had no prior knowledge of the break or that a problem existed, and
 - b.) proper notification and procedures were not followed by the plumbing contractor.
2. The City Attorney's office opinion that to pay this claim would set a bad precedent for the City in regards to such similar future claims.

Sincerely,

A handwritten signature in cursive script that reads "Jeannette Bell".

Jeannette Bell,
Mayor

JB:jfw

cc: Scott Post, City Attorney

MYR\CORR\VETO.File 2007-0052.061907

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CITY OF WEST ALLIS
CLERK/TREASURER